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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11 UNITED STATES OF AMERICA,)	No. CR-08-0194 SBA
)	
12 Plaintiff,)	PROPOSED ORDER GRANTING
)	STIPULATED REQUEST TO CONTINUE
13 v.)	HEARING DATE TO SEPTEMBER 16,
)	2008 AND TO EXCLUDE TIME UNDER
14 JAMES RICHARDS,)	THE SPEEDY TRIAL ACT
)	
15 Defendant.)	Date: September 2, 2008
)	Time: 9:00 a.m.
16)	Court: Hon. Sandra Brown
)	Armstrong
17)	

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19 The parties jointly requested that the hearing in this matter be continued from September 2,
20 2008 to September 16, 2008, and that time be excluded under the Speedy Trial Act between
21 August 12, 2008 and September 16, 2008 to allow for the effective preparation of counsel, taking
22 into account the exercise of due diligence, and continuity of counsel. The government has
23 produced discovery to counsel for defendant. Additionally, the defendant has requested
24 additional discovery, including CAD tapes and other information in the possession of the
25 Oakland Police Department. The government intends to produce additional discovery to the
26 defendant by the end of this week. Defense counsel, however, is out of the office for two weeks
27 starting on Wednesday, August 13, 2008. Defense counsel and the defendant will, therefore,
28 need additional time to review the discovery produced and to be produced by the government,

1 and to investigate this matter further. The parties agree the ends of justice served by granting the
2 continuance outweigh the best interests of the public and the defendant in a speedy trial. For
3 these stated reasons, the Court finds that the ends of justice served by granting the continuance
4 outweigh the best interests of the public and the defendant in a speedy trial. Good cause
5 appearing therefor, and pursuant to 18 U.S.C. § 3161(h)(8)(B)(iv),

6 **IT IS HEREBY ORDERED** that the status hearing in this matter is continued from
7 September 2, 2008 to September 16, 2008, and that time between August 12, 2008 and
8 September 16, 2008 is excluded under the Speedy Trial Act to allow for the effective preparation
9 of counsel, taking into account the exercise of due diligence, and continuity of counsel.

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11 DATED: 9/2/08


HON. SAUNDRA BROWN ARMSTRONG
United States District Judge